

Application No. : 10/780,350
Filed : February 16, 2004

REMARKS

Claims 87-206 stand allowed in the application. No claim additions or deletions have been made by this amendment. Claims 125, 132, 134-136, 149, 151, 161, 168, 170-172, 179, 182-184 and 194 have been amended. Hence, Claims 87-206 are presented for examination herein.

IDS

An IDS is submitted herewith to identify additional references that the Applicant has become aware of and which are identified for the Examiner's consideration. Applicant respectfully submits that the claims presented for examination herein are patentably distinguishable over all art of record, including the additional art cited in the IDS submitted herewith.

Amendment to claims 125, 132, 134- 136, 149, 151, 161, 168, 170-172, 179, 182-184 and 194

In the instant Amendment, Applicant makes minor amendments to the above-identified claims in order to more clearly point out and more clearly recite various aspects of the Applicant's invention being claimed in the current application. In particular, amendments have been made to more clearly point out that the apparatuses recited in the amended claims pass communications and messages that originate at a first telephony subscriber endpoint device and terminate at a second subscriber endpoint device such as a wireless subscriber endpoint device, possibly with the assistance of various types of computerized devices that act as communication and/or messaging intermediaries. Exemplary embodiments of such apparatuses can be found in Figures 1 & 4-14 and the discussions thereof in the written description. In the case of independent Claims 125 and 161, antecedent basis claim drafting items were also corrected.

Sister Case (10/834,557) – similar amendments made and terminal disclaimers filed

While this case includes apparatus/device oriented claims, the sister case, i.e., 10/834,557 (priority date 7/21/1998), contains method claims similar to the claims in this application, but not

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with identical claim scope. A similar amendment is being filed in the sister case to keep it in line with the current application.

Other Remarks

5 Applicant respectfully submits that the Examiner's rejections have been overcome and that the claims in this case are in condition for allowance over all art of record. Applicant respectfully requests the examiner to issue a notice of allowance at the earliest convenience. Applicant hereby specifically reserves the right to prosecute claims of different or broader scope in a continuation or divisional application.

10 Applicant notes that any claim additions or cancellations made herein are made solely for the purposes of more clearly and particularly describing and claiming the invention, and not for purposes of overcoming art or for patentability or narrowing the claims. The Examiner should infer no (i) adoption of a position with respect to patentability, (ii) change in the Applicant's position with respect to any claim or subject matter of the invention, or (iii) acquiescence in any
15 way to any position taken by the Examiner, based on such additions or cancellations.

Furthermore, any remarks made with respect to a particular claim or claims are intended to be limited only to such claim or claims.

If the Examiner has any questions or comments which may be resolved over the telephone, he is requested to call the undersigned at (305) 735-8533.

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Respectfully submitted,

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